



IFW
RCE
1616

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. §132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/963,570
Filing Date	September 27, 2001
First Named Inventor	Toshiya KAI
Group Art Unit	1616
Examiner Name	Sharmila S. Gollamudi
Attorney Docket No.	NPR-085

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

Note: C.F.R. §1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. §1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission Required under 37 C.F.R. §1.114

a. ☐ Previously submitted

i. ☐ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on _____
(any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal brief or Reply Brief previously filed on _____

iii. ☐ Other _____

b. ☒ Enclosed

i. ☒ Submission

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other _____

2. Miscellaneous

a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103 (c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)

b. ☐ Other _____

3. Fees The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 111833

i. ☐ RCE fee required under 37 C.F.R. §1.17(e)

ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)

iii. ☐ Other _____

b. ☒ Check in the amount of \$770.00 enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Ronald J. Kubovcik	Registration No. (Attorney/Agent)	25,401
Signature		Date	May 3, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with the sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)			
Signature		Date	

RJK/cfm

05/04/2004 CCHAU1 00000267 09963570

01 FC:1801
02 FC:1201

770.00 OP
86.00 OP



**PATENT
FINAL**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/963,570 Confirmation No. 8923
Applicant : Toshiya KAI et al.
Filed : September 27, 2001
TC/A.U. : 1616
Examiner : Sharmila S. Gollamudi
Dkt. No. : NPR-085
Cust. No. : 20374

SUBMISSION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

May 3, 2004

Sir:

This paper is submitted with an RCE of the subject application that is being filed in lieu of proceeding with the appeal filed March 1, 2004.

Please amend the application as directed below and consider the remarks that follow.